
FINDINGS OF FACT AND CONCLUSIONS OF LAW

The Petitioner herein requests, pursuant to the Petition for Special Hearing, approval from Section 1801.1.C.6 that the proposed new worship and related facility are planned in such a way to comply to the extent possible with RTA use requirement and will otherwise be compatible with the character and general welfare of the surrounding residential premises, as more particularly described on Petitioner's Exhibit 1.

The Petitioner, by Reverend Richard W. Jenks, and represented by David Meadows, Esquire, appeared and testified. Also appearing on behalf of the Petition was Robert F. Bradley, Civil Engineer. There were no Protestants.

Testimony indicated that the subject property which is located on the northeast side of Jenifer Road approximately 280 ft. north of Mays Chapel Road consists of 4.95 acres +/- zoned D.R.5.5 and is currently unimproved. Testimony indicated that the Petitioner is desirous of constructing a new worship hall and related facility on the subject site which will be constructed out of fieldstone and stained wood. 'Testimony indicated that the materials and proposed style will be compatible with the surrounding residential community.

Robert F. Bradley, Civil Engineer, testified that extensive landscaping will be placed on the site to buffer the surrounding residential community.

PETITION FOR SPECIAL HEARING

TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY: 91-315-5PH

The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Special Hearing under Section 500.7 of the Baltimore County Zoning Regulations, to determine whether or not the Zoning Commissioner and/or Deputy Zoning Commissioner should approve _____

pursuant to Baltimore County Zoning Regulation 1B01.1.B.1.C.6 that the proposed

new worship and related facility are planned in such a way to comply, to the

extent possible with RTA use requirement and will otherwise be compatible with the character and general welfare of the surrounding residential premises.

I, or we, agree to pay expenses of the above Special Hearing advertising, posting, etc., upon filing of this Petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

Legal Owner(s):

I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition.

voc or Print Name) Church

Reverend Richard W. Jenks

The Annual Conference of the United Methodist

Name, address and phone number of legal owner, con-tract purchaser or representative to be contacted

Reverend Richard W. Jenks

Timonium, Maryland 21093 560-2561

Name P.O. Box 4236

Property is to be posted and advertised as prescribed by Zoming Regulations.

Mr. Bradley also indicated that all light stands will be no taller than 14 ft. and directed in such a manner to avoid diffusion of light onto adjoining residential properties. Testimony and evidence clearly indicated that strict compliance with the RTA requirements would render the subject parcel unbuildable (see Petitioner's Exhibit No. 1).

Reverend Richard Jenks, Pastor of the subject church, indicated that the facility will be utilized for worship, office space, nursery and choir space. He indicated that the existing building, which is not the subject of this hearing, will be retained for at least one Sunday service.

Petitioner presented a well designed site plan which included significant landscaping to buffer the surrounding residential communities. As indicated by Petitioner's Exhibit No. 1, the RTA consumes nearly the entire site. Testimony and evidence demonstrated that the proposed improvements have been planned in such a way that compliance with the RTA requirements, to the extent possible, have been maintained. The Petitioner clearly demonstrated that the proposed improvements can be expected to be compatible with the character and general welfare of the surrounding residential premises, as required by Section 1B01.1.B.1.C.6 of the B.C.Z.R.

After reviewing all of the testimony and evidence presented, it appears that the special hearing relief should be granted.

Pursuant to the advertisement, posting of the property, and public hearing on this Petition held, and for the reasons given above, the Petition for Special Hearing should be granted.

THEREFORE, IT IS ORDERED by the Zoning Commissioner of Baltimore County this Ac day of Moule, 1991 that the Petition for Special Hearing to approve the proposed new worship and related facility, in accordance with Petitioner's Exhibit No. 1, is hereby GRANTED, subject, however, to the

following restrictions which are conditions precedent to the relief granted herein:

> 1. The Petitioner may apply for its building permit and be granted same upon receipt of this Order; however, Petitioner is hereby made aware that proceeding at this time is at its own risk until such time as the 30 day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the Petitioner would be required to return, and be responsible for returning, said property to its original condition.

2. All exterior lights shall be no more than 14 ft. above grade. All exterior lighting shall be directed downward and shall not diffuse onto any residential property.

-3-

Baltimore County

cc: Peoples Counsel

altimore County Government Zoning Commissioner
Office of Planning and Zoning

111 West Chesapeake Avenue Towson, MD 21204

887-3353

April 25, 1991

David M. Meadows, Esquire 4111 E. Joppa Road Suite 201 Baltimore, Maryland 21236

> RE: Petition for Special Hearing The Annual Conference of the United Methodist Church Petitioner Case #91-315-SPH

Dear Mr. Meadows:

JRH:mmn

cc: Peoples Counsel

Mr. Robert F. Bradley Rev. Richard W. Jenks

Enclosed please find the decision rendered in the above captioned case. The Petition for Special Hearing has been granted in accordance with the attached Order.

In the event the decision rendered is unfavorable to any party, please be advised that any party may file an appeal within thirty (30) days of the date of the Order to the County Board of Appeals. If you require additional information concerning filing an appeal, please feel free to contact our Appeals Clerk at 887-3391.

for Baltimore County

MORRIS & RITCHIE ASSOCIATES, INC. ENGINEERS, PLANNERS, SURVEYORS, AND LANDSCAPE ARCHITECTS



DECEMBER 18, 1990 DESCRIPTION FOR ZONING PURPOSES LAND OF MAYS CHAPEL UNITED METHODIST CHURCH

BEGINNING for the same at a point in the centerline of Jenifer Road said point of beginning lying 280 feet more or less Northwesterly along the centerline of Jenifer Road from its intersection with Mays Chapel Road, running thence binding on the outline of the land of Mays Chapel United Methodist Church and binding on the centerline of Jenifer Road, two courses viz: North 33°10'05" West 523 feet more or less and North 35°30'49" West 113 feet more or Thence leaving Jenifer Road binding on the outline of Chapelgate subdivision two courses viz: North 52°46'30" East 325 feet more or less and South 30°23'30" East 956.40 feet to a point on the Northwesterly right-of-way line of Mays Chapel Road. Thence binding thereon South 65°45'11" West 53 feet more or less. Thence leaving Mays Chapel Road two courses viz: North 32°35'43" West 258.05 feet and South 64°30'17" West 225 feet more or less to the beginning hereof.

CONTAINING 4.95 acres more or less.

BEING part of that tract or parcel of land conveyed by and described in a deed from Talbot T. Speer and Jane Turner Speer to the Methodist Missionary and Church Extension Society of the Baltimore Districts dated December 26, 1963 and recorded among the

139 N MAIN STREET SUITE 200 X 606 D BOSLEY AVENUE



land records of Baltimore County in Liber 4248 Folio 103.

BEL AIR, MARYLAND 21014 (301) 879-1690 (301) 836-7560 FAX (301) 879-1820

The annual Conference of the United Methodist Church Location of property 5/5 Lenifer Road 280' not Mays Chapel Road Chapel Road Date of return: March 8, 1991 REALISTATE FEGAL NOTES MÉTHIORE COUNTY GOVERNA ACHING COMMISSIONER SPECE OF PLANNING AND 20M TOWNSHI, WARYLAND 21884 The Zaning Combibilists of Baltimore first, by authority of the Bolloy Aut and political of Baltimore County will half a Conveniently located Commence of the County Children benden to the County Children benden to 117 W. Champethe Australia in benden to the County Children in the Children i CALL 542-8338

91.315.SPH CERTIFICATE OF POSTING MINIS DEPARTMENT OF BALTIMORE COUNTY Date of Posting March 5, 1991 Location of Sine N.E. Side of Jenifer Road approf. 500 north of Mayo

> #F 10-8 8st. 19-4 + EHO # 1₽ '#

CERTIFICATE OF PUBLICATION THIS IS TO CERTIFY, that the annexed advertisement was published in the NORTHWEST STAR, a weekly newspaper published in Pikesville, Baltimore County, Maryland before the mail the first publication appearing on the the second publication appearing on the the third publication appearing on the THE NORTHWEST STAR Sanager. Cost of Advertisement

S.C.O.—36c. 1

Contract Purchaser:

(Type or Print Name)

City and State

City and State

Moore, Carney, Ryan and Lattanzi

4111 E. Joppa Road, Suite 201

Baltimore, Maryland 21236

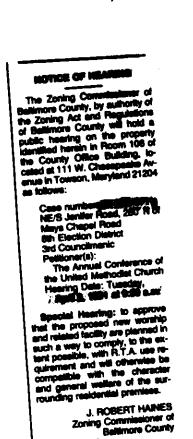
required by the Zoming Law of Baltimore County, in two newspapers of general circulation through-

out Baltimore County, that property be posted, and that the public hearing be had before the Zoning

Beltimore County in Room 106, County Office Building in Towson, Beltimore

TOWSON, MARYLAND 21204 (301) 821-1690

FAX (301) 821-1748



CERTIFICATE OF PUBLICATION

THIS IS TO CERTIFY, that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper published in Towson, Baltimore County, Md., once in each of ____ successive weeks, the first publication appearing on 3-7, 199.

S. Zefe Olan Publisher

1870 1947 75

FUBLIC RESECTION FORES - * GLOS - SPECTAL HEAR THO COTHER) コールース スプレック TOTAL: \$175.00 LAST NAME OF OWNER: ANNUAL CONFERENCE

> 04A04#0008MICHRC Please Make Checks Payable To: Baltimore County 02:36PMD1-09-91

Zoning Commisioner
County Office Building
111 West Chesapeake Avenue

Account: R 001-6150 Number

Please Make Checks Payable To: Baltimore County

Account: R-001-6150 Number

NEXT BUSINESS DAY

*l*qieee

receipt

Baltimore County Government Zoning Commissioner Office of Planning and Zoning

887-3353

March 18, 1991

David M. Meadows, Esquire Moore, Carney, Ryan and Lattanzi 4111 E. Joppa Road, Suite 201

> RE: Item No. 275, Case No. 91-315-SPH Petitioner: The Annual Conference Petition for Special Hearing

Dear Mr. Meadows:

Baltimore, MD 21236

111 West Chesapeake Avenue

Towson, MD 21204

The Zoning Plans Advisory Committee has reviewed the plans submitted with the above referenced petition. The following comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties are made aware of plans or problems with regard to the development plans that may have a bearing on this case. Director of Planning may file a written report with the Zoning Commissioner with recommendations as to the suitability of the requested zoning.

Enclosed are all comments submitted from the members of the Committee at this time that offer or request information on your petition. If similar comments from the remaining members are received, I will forward them to you. Otherwise, any comment that is not informative will be placed in the hearing file. This petition was accepted for filing on the date of the enclosed filing certificate and a hearing scheduled accordingly.

IT WOULD BE APPRECIATED IF YOU WOULD RETURN YOUR WRITTEN COMMENTS TO MY OFFICE, ATTENTION JULIE WINIARSKI. IF YOU HAVE ANY QUESTIONS REGARDING THIS, PLEASE CONTACT HER AT 887-3391.

Zoning Plans Advisory Committee

Enclosures

cc: Reverend Richard W. Jenks The Annual Conference of the United Methodist P.O. Box 4236 Timonium, MD 21093

Baltimore County Government Zoning Commissioner Office of Planning and Zoning

111 West Chesapeake Avenue Towson, MD 21204

887-3353

Your petition has been received and accepted for filing this 23rd day of January, 1990.

ZONING COMMISSIONER

Petitioner: Reverend Richard W. Jenks Petitioner's Attorney: David M. Meadows BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

Baltimore County Government Zoning Commissioner

887-3353

Office of Planning and Zoning

111 West Chesapeake Avenue

c/o Reverend Richard W. Jenks

Timonium, Maryland 21093

Dear Petitioner(s):

ZONING COMMISSIONER

BALTIMORE COUNTY, MARYLAND

The Annual Conference of the United Methodist Church

NE/S Jenifer Road, 280' N of Mays Chapel Road

HEARING: TUESDAY, APRIL 2, 1991 at 9:30 a.m.

Petitioner(s): The Annual Conference of the United Methodist Church

Maryland fifteen (15) minutes before your hearing is scheduled to begin.

J. Robert fluire

Please be advised that \$ \$6.52 is due for advertising and posting of the above

THIS FEE MUST BE PAID AND THE ZONING SIGN & POST SET(S) RETURNED ON THE DAY OF THE HEARING OR THE ORDER SHALL NOT ISSUE. DO NOT REMOVE THE SIGN & POST SET(S) FROM THE PROPERTY UNTIL THE DAY OF THE

Please make your check payable to Baltimore County, Maryland. Bring the check and the sign & post set(s) to the Zoning Office, County Office Building, 111 W. Chesapeake Avenue, Room 113, Towson,

8th Election District - 3rd Councilmanic

Towson, MD 21204

P. O. Box 4236

J. Robert Haines

DATE: February 11, 1991

Zoning Commissioner

Pat Keller, Deputy Director Office of Planning and Zoning

SUBJECT: The Annual Conference of the United Methodist, Item No. 275

The petitioner requests a Special Hearing to approve a new worship and related facility planned in such a way to comply, to the extent possible, with R.T.A. use requirements.

Should the applicant's request be granted, staff recommends the following:

- A landscape plan should be submitted to the deputy director of the Office of Planning and Zoning prior to the issuance of any permits. Said plan shall include an area of enhanced landscaping along Jennifer Road and to the rear of the proposed building.
- The building shall be designed to be compatible with the character of the area. Dark brick should be used in the construction.

If there should be any further questions or if this office can provide additional information, please contact Jeffrey Long in the Office of Planning at 887-3211.

PK/JL/cmm

ITEM275/ZAC1

Baltimore County Government Zoning Commissioner Office of Planning and Zoning

111 West Chesapeake Avenue Towson, MD 21204

887-3353

FEB 2 1 1991

NOTICE OF HEARING

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County will hold a public hearing on the property identified herein in Room 106 of the County Office Building, located at 111 W. Chesapeake Avenue in Towson, Maryland 21204 as follows:

Case Number: 91-315-SPH NE/S Jenifer Road, 280' N of Mays Chapel Road 8th Election District - 3rd Councilmanic Petitioner(s): The Annual Conference of the United Methodist Church HEARING: TUESDAY, APRIL 2, 1991 at 9:30 a.m.

Special Hearing to approve that the proposed new worship and related facility are planned in such a way to comply, to the extent possible, with R.T.A. use requirement and will otherwise be compatible with the character and general welfare of the surrounding residential premises.

J. ROBERT HAINES

Zoning Commissioner of Baltimore County

> cc: Rev. Richard W. Jenks David M. Meadows, Esq.

> > Baltimore County Government
> > Department of Public Works Bureau of Traffic Engineering

401 Bosley Avenue Suite 405 Towson, MD 21204

887-3554 Fax 887-578 i

February 19, 1991

Z.A.C. 1/22/91

Mr. J. Robert Haines Zoning Commissioner County Office Building Towson, Maryland 21204

Item 275 Property Owner:

Location: Existing Zoning: Proposed Zoning:

Area:

Mays Chapel Road D.R.-5.5 Special Hearing to approve that the proposed new worship and related facility are planned in such a way to comply, to the extent possible, with R.T.A. use requirement and will otherwise

NE/S Jenifer Road 280' N of

the United Methodist Church

The Annual Conference of

be compatible with the character and general welfare of the surrounding residential premises. 4.95 acres 8th Election District

3rd Councilmanic District

District:

Dear Mr. Haines:

Please see the C.R.G. comments for this site.

37/91 Very truly yours,

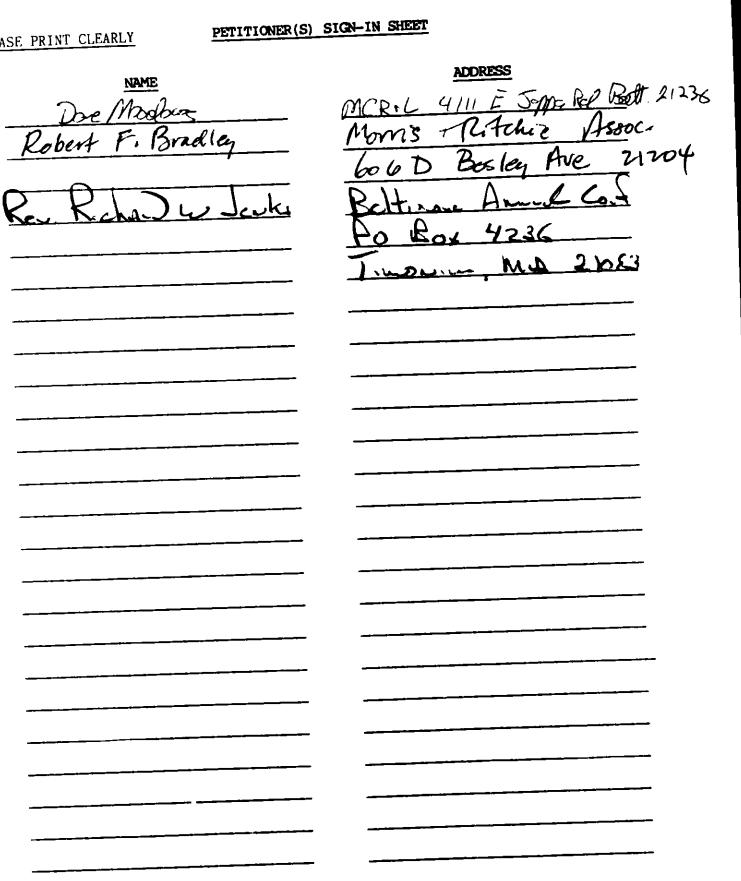
Traffic Engineer Associate II

	PROTECTION AND RESOURCE MANAGEMENT Date
Office of County O Towson, I	received F Planning and Zoning Fice Building Flaryland 21204 tem 1 275, Zoning Advisory Committee Meeting of January 22, 1991
	A) / (
Property	Owner: Annual Conscience of Mays Chape Rd. District: 8
Water Su	Owner: Annual Conterence of the annual Rd. District: 8 : NE/S Jen fer Rd., 280' N of Mays Chape/ Rd. District: 8 pply: Sewage Disposal: Metro ARE AS FOLLOWS:
(V)	Prior to approval of a Building Permit for construction, renovation and/or installation of equipment for any existing or proposed food service facility, complete plans and specifications must be submitted for any existing or proposed food service facility, complete plans and specifications must be submitted for any existing or proposed food service facility, complete plans and specifications must be submitted.
(V)	Prior to new installation(s) of fuel burning equipment, the owner shall contact the bare.
()	A permit to construct from the Bureau of Quality Management is required for sach reads any other equipment or processes, underground gasoline storage tank(s) (5,000 gallons or more) and any other equipment or
()	A permit to construct from the Bureau of Air Quality Management is required for any character games.
	Prior to approval of a Ruilding Permit Application for renovations to existing of constructions and type health care facilities, complete plans and specifications of the building, food service area and type of equipment to be used for the food service operation must be submitted to the Plans Review and Approval of equipment to be used for the food service operation must be submitted to the Plans Review and Approval of Engineering and Maintenance, State Department of Health and Mental Hygiene for Section, Division of Engineering and Maintenance, State Department of Health and Mental Hygiene for
()	review and approval. Prior to any new construction or substantial alteration of public swimming pool, wading pool, bathhouse, saunas, whirlpools, hot tubs, water and severage facilities or other appurtenances pertaining to health and safety; two (2) copies of plans and specifications must be submitted to the Baltimore County Department and safety; two (2) copies of plans and specifications must be submitted to the Baltimore County Department of Environmental Protection and Resource Management for review and approval. For more complete information, contact the Water Quality Monitoring Section, Bureau of Regional Community Services, 687-6500 x 315.
W	Prior to approval for a nursery school, owner or applicant must comply with all balt more country regions to approval for a nursery school, owner or applicant must comply with all balt more country regions.
()	If lubrication work and oil changes are performed at this location, the method providing for the craner with the State Department of the Environment.
. ()	Prior to razing of existing structure(s), petitioner must contact the pivision of waste tanagement at 887-3745, regarding removal and/or disposal of potentially hazardous materials and solid wastes. at 887-3745, regarding removal and/or disposal of potentially hazardous materials and solid wastes.
()	Any abandoned underground storage tanks containing gasoline, waste oil, solvents, etc., must have the contents removed by a licensed hauler and tank removed from the property or properly backfilled. Prior to removal or abandonment, owner must contact the Division of Waste Management at 887-3745.
()	Soil percolation tests, have been, must be, conducted. () The results are valid until () Soil percolation test results have expired. Petitioner should contact the Division of Water
()	Where water wells are to be used as a source of water supply, a well meeting the minimizer batchiote
()	In accordance with Section 13-117 of the Baltimore County Code, the water well yield test () shall be valid until () is not acceptable and must be retested. This must be accomplished prior to conveyance of property
()	Prior to occupancy approval, the potability of the water supply must be verified by collection of bacteries
()	If submission of plans to the County Review Group is required, a Hydrogeological Study and an Environmental Effects Report must be submitted. For more information contact the Division of Environmental Management
()	the comper or developer will be required to comply with the subdivision
()	

●91-3155PH

BUREAU OF WATER QUALITY AND RESOURCE

MANACEMENT



Baltimore County Government Fire Department

700 East Joppa Road Suite 901 Towson, MD 21204-5500

(301) 887-4500

JANUARY 18, 1991

J. Robert Haines Zoning Commissioner Office of Planning and Zoning Baltimore County Office Building Towson, MD 21204

Item No.: 275

RE: Property Owner: THE ANNUAL CONFERENCE OF THE UNITED METHODIST CHURCH

Location:

NE/S JENIFER ROAD Zoning Agenda: JANUARY 22, 1991

Gentlemen:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below are applicable and required to be corrected or incorporated into the final plans for the property.

5. The buildings and structures existing or proposed on the site shall comply with all applicable requirements of the National Fire Protection Association Standard No. 101 "Life Safety Code", 1988 edition prior to occupancy.

REVIEWER: Cot Kelly 1-22-91 Approved Fire Prevention Buyeau Special Inspection Division

JK/KEK

28.3.JU

FAX 529-6146

MOORE, CARNEY, RYAN & LATTANZI ATTORNEYS AT LAW 4III F. JOPPA ROAD BALTIMORE, MARYLAND 21236

E SCOTT MOORE ROBERT E CARNEY, JR.
ROBERT J RYAN RICHARD E LATTANZI JUDITH L HARCLERODE RONALD A DECKER DAVID M MEADOWS

January 29, 1991

Mr. John L. Lewis
Baltimore County Zoning Office
County Office Building
111 West Chesapeake Avenue
Towson, Maryland 21204

Re: May's Chapel United Methodist Church Special Hearing Baltimore Annual Conference The United Methodist Church

Hearing No. H9100275

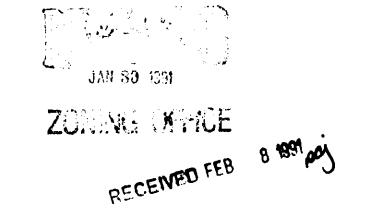
Dear John:

In accordance with your comments, in accepting our Petition for a Special Hearing for the church, please find enclosed a letter from the Annual Conference designating the Reverend Richard Jenks with authority to execute the Petition and act on behalf of the Conference.

Sincerely,

Dom roles David M. Meadows

DMM/sjd cc: Reverend Richard Jenks Robert F. Bradley



BALTIMORE ANNUAL CONFERENCE THE UNITED METHODIST CHURCH

Council on Ministries

The Reverend Richard Jenks, Pastor of May's Chapel United

Methodist Church, may act on behalf of the Board of Global

Ministries of the Baltimore Annual Conference of The United

Methodist Church, Inc. in all negotiations with Baltimore

County in relation to land on which the current May's Chapel

now sits and adjacent lands as a part of that lot in tax

exemption negotiations and construction negotiations.

Council Director
Thomas C. Starnes

DirectorsDottie Davis Wm. Thomas Green Jack Hamm Orlando E. Ruiz Barbara Sands

Joan Myers Support Staff Jim Skillington Communications &

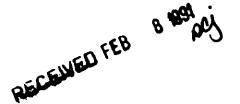
Public Relations Bruce VanDervort Outdoor Ministries

Youth Ministry Adjunct Sandra Ferguson Resource Center

> John 🥍 Hamm Associate Council Director Board of Global Ministries and Church Development Redevelopment

To whom it may concern:

JPH/ele



5124 Greenwich Avenue Baltimore, MD 21229-2393 Baltimore: 1-301-233-7300; Washington: 1-202-737-8811; Maryland: 1-800-492-2525 West Virginia: 1-800-638-0072; FAX: 1-301-233-7308

